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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FIKE *et al.*

Appl. No. 09/705,940

Filed: November 6, 2000

For: **Dry Powder Cells and Cell
Culture Reagents and Methods of
Production Thereof**

Confirmation No. 7464

Art Unit: 1636

Examiner: Lambertson, D.A.

Atty. Docket: 0942.4290006/RWE/D-S

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Second Supplemental Information Disclosure Statement

Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Second Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' First Supplemental Information Disclosure Statement filed on January 9, 2003, in connection with the above-captioned application. A copy of each document is also provided.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following, in regards to non-English language documents AN2, AP2, AL3, AM3, and AN3 cited on Form PTO 1449:

Document AN2, Japanese Patent No. JP 51-98354, is in the Japanese language. An English language abstract of document AN2 is attached as document AT10.

Document **AP2**, Japanese Patent No. JP 57-152882, is in the Japanese language. An English language abstract of document **AP2** is attached as document **AR11**.

Document **AL3**, European Patent No. 0 155 427 A1, is in the French language. An English language abstract of document **AL3** is attached as document **AS11**.

Document **AM3**, Japanese Patent No. JP 1-157395, is in the Japanese language. An English language abstract of document **AM3** is attached as document **AT11**.

Document **AN3**, Japanese Patent No. 4-198137, is in the Japanese language. An English language abstract of document **AN3** is attached as document **AR12**.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

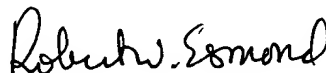
This Second Supplemental Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application. Attached is a PTO-2038 Credit Card Payment Form for the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

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